

SAFETY BELT VIOLATIONS AMENDMENTS

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Michael K. McKell

Senate Sponsor: Todd Weiler

LONG TITLE**General Description:**

This bill ~~H→ [limits to a first violation the requirement of a court to waive a fine for certain safety belt violations.]~~ amends provisions to allow a court to waive a fine for failure to use a child restraint device in certain circumstances. ←H

Highlighted Provisions:

This bill:

▶ ~~H→ [—revises a provision related to a safety belt violation to require the court to waive a fine only for a first violation.]~~ amends provisions to allow a court to waive a fine for failure to use a child restraint device in certain circumstances. ←H

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-6a-1805, as last amended by Laws of Utah 2017, Chapter 406

*Be it enacted by the Legislature of the state of Utah:*Section 1. Section **41-6a-1805** is amended to read:**41-6a-1805. Penalty for violation.**

(1) (a) A person who violates Section **41-6a-1803** is guilty of an infraction and shall be fined a maximum of \$45.



(b) Until July 1, 2018, a peace officer may not issue a citation to an individual for a violation of Section 41-6a-1803 if the person has not previously been warned for a violation of Section 41-6a-1803 but shall issue the individual a warning informing the individual that operating or being a passenger in a vehicle without wearing a properly adjusted and fastened safety belt is prohibited.

(c) The court ~~shall~~ may waive all of the fine for a ~~first~~ violation of Subsection 41-6a-1803(1) ~~(b)~~ (a)(ii) if the person submits proof of acquisition, rental, or purchase of a child restraint device.

(2) Points for a motor vehicle reportable violation, as defined under Section 53-3-102, may not be assessed against a person for a violation of Section 41-6a-1803.

Legislative Review Note
Office of Legislative Research and General Counsel